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OFFICE OF PETITIONS

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New York, NY 10104-3800

In re Application of Ledoussal et al.	:	
Application No. 10/085,786	:	Decision on Petition
Filing Date: February 28, 2002	:	
Attorney Docket No. 02911.012020.3	:	

This is a decision on the petition under 37 CFR 1.137(b) filed April 15, 2011, to revive the above-identified application.

The petition is **granted**.

The Office mailed a non-final Office action on October 1, 2002. The non-final Office set a shortened statutory period for reply of three (3) months.

Application No. 10/392,476, filed March 18, 2003, is a continuation of the instant application.

A request for a three-month extension of time was inadvertently not filed in the instant case when Application No. 10/392,476 was filed. As a result, the instant application became abandoned on January 3, 2003, and Application No. 10/392,475 and the instant application lacked copendency. The petition seeks to revive the instant application to obtain copendency.

A grantable petition under 37 CFR 1.137(b) must be accompanied by:

- (1) The reply required to the outstanding Office action or notice, unless previously filed,
- (2) The petition fee,
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional, and
- (4) A terminal disclaimer and fee if the application was filed on or before June 8, 1995, or if the application is a design application.

The requirements set forth above have been satisfied and the petition is granted.

Since this application is being revived for purposes of continuity only and since continuity has been established by this decision reviving the application, the application is again abandoned in favor of Application No. 10/085,786.

A prior petition filed October 19, 2010, included a payment of \$1,110 for a three-month extension of time. The February 28, 2011 decision on petition stated the \$1,110 payment was unnecessary and the fee was credited back to Deposit Account No. 50-3939. A payment of \$1,110 for a three-month extension of time was filed with the instant renewed petition. As previously stated, the fee is unnecessary and the \$1,110 filed with the instant petition has been credited back to Deposit Account No. 50-3939.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Steven Brantley at (571) 272-3203.

A handwritten signature in black ink, appearing to read 'Charles S. Brantley', with a stylized flourish at the end.

Charles Steven Brantley
Senior Petitions Attorney
Office of Petitions